IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE ELEVENTH DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE SRI JUSTICE N.V. RAMANA

WRIT PETITION NO.10715 of 1996

Between:

1 Velagala Gopalakrishna Reddy, S/o Venkatareddy,
R/o Velagalavaripalem, Penumathra (M),
W.G.Dist.
2 P.R.K. Murthy, s/o Venkatasesha Rao,
D.No. 12-8-4, Station Road, Kovvuru,
W.G.Dist.
3 Vadde Nageswara Rao, s/o Dharma Rao,
Ballipadu Attili (M),
W.G.Dist.
4 S. Sathyanarayana Reddy, s/o Venkata Reddy,
Aravalli, Attili (M), W.G.Dist.
5 S. Gangadhara Reddy, s/o Ramakrishna Reddy,
Kommara, Attili (M),
W.G.Dist.
6 A. Venkata Raju, s/o Ramachandra Reaju
Paluru, Attili (M),
W.G.Dist.
7 M. Baapi Raju, S/o Krishnam Raju,
Attili Attili (M),
W.G.Dist.
8 G.N. Venkateswara Rao,
R.P. Rd., Tanuku,
W.G.Dist.
9 P. Madhu Mohan, s/o Gopalakrishna Rao,
Chinnaigudem, Devarapalli (M),
W.G.Dist.
10 V. Srinivasa Rao, s/o Raja Rao,
Pathapattiseema, Tallapudi (M),
W.G.Dist.
11 K. Ramamurthy, s/o Sathyanarayana,
Chikkala, Devarapalli (M),
W.G.Dist.
12 T. Lakshmayya, s/o Venkatanarayana,
Mulaparru , Penugonda (M),
W.G.Dist.

13 D. Venkataraju, S/o Krishnam Raju,
Khandavalli, Pervalli (M),
W.G.Dist.
14 G. N. Venkataswara Rao,
R.P.Rd., Tanuku,
W.G.Dist.
15 A. Gopala Rao, s/o Suryanarayana,
Tadiparru, Undrajavaram (M),
W.G.Dist.
16 D. Nagi Reddy, s/o Peda Reddy,
Penumanthra, W.G.dist.
17 K. Brahmanandam, s/o Venkatarao,
Bommuleti, Tanuku,
W.G.Dist.
18 K.V.S. Buchi Rayudu, S/o Subba Raaao,
Tanuku, W.G.dist.

..... PETITIONERS

AND

1 The State of A.P., Rep. by Secretary
(Finance), Secretariat, Hyderabad.
2 The Dy. Director & District Treasury Officer,
Eluru, W.G.Dist.
3 The Sub-Treasury Officer,
Kovvuru, W.G.Dist.
4 The Executive Engineer (PR),
Eluru, W.G.Dist.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a Writ, order or Direction more particularly in the nature of a Writ of Mandamus declaring the inaction of Respondents 2 & 3 herein in paying the amounts in pursuance of the cheques drawn by R4 herein, as illegal, arbitrary without jurisdiction and unconstitutional and consequently direct the respondents to effect payment to the petitioners herein in accordance with the cheques in their favour.

Counsel for the Petitioners: MR.E.KALYAN RAM

Counsel for the Respondents: GP FOR FINANCE & PLANNING

The Court made the following :

ORDER:

Questioning the inaction of the respondents 2 and 3 in not paying the amounts to them in pursuance of the cheques issued by the

4th respondent, the petitioners filed the present writ petition.

When the matter is taken up today, it is submitted by the learned counsel for the petitioners and as admitted to by the respondents in their counter, that pursuant to filing of the present writ petition, payments have been made to the petitioners, hence, the subject matter of the writ petition has become infructuous.

Recording the said submission, the Writ Petition is dismissed as having become infructuous. No costs.

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(N.V. RAMANA, J)

Date: 11.11.2004

Nsr

To

1 The Secretary,
(Finance), Secretariat, Hyderabad.
2 The Dy. Director & District Treasury Officer,
Eluru, W.G.Dist.
3 The Sub-Treasury Officer,
Kovvuru, W.G.Dist.
4 The Executive Engineer (PR),
Eluru, W.G.Dist.

5 Two CCs to GP for Finance and Planning, High Court of AP, Hyderabad

(OUT)

6 Two CD copies.